

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

JILL BURNS

:

:

:

:

CRIMINAL NO. _____

DATE FILED: _____

VIOLATIONS:

18 U.S.C. § 924(a)(1)(A) (making a false statement to a federal firearms licensee –

3 counts)

Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. American Arms and Ammo, 88 Bethlehem Pike, Colmar, Pennsylvania 18915, possessed a federal firearms license (“FFL”) and was authorized to deal in firearms under federal laws.

2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Chapter 44, Title 18, United States Code, govern the manner in which FFL holders are permitted to sell firearms and ammunition.

3. The rules and regulations governing FFL holders require that a person seeking to purchase a handgun fill out a Firearms Transaction Record, ATF Form 4473. Part of the Form 4473 requires that the prospective purchaser certify that all his or her answers on Form

4473 are true and correct. The Form 4473 requires the purchaser to answer questions about the purchase, including question 11a, “Are you the actual buyer of the firearm(s)? Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person.” The Form 4473 also contained a warning, “[A]nswering “yes” to question 11a if I am not the actual buyer of the firearm is a crime punishable as a felony.”

4. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, including the buyer’s home address and date of birth to ensure that the person was not prohibited from purchasing a firearm.

5. On or about February 1, 2007, in Colmar, in the Eastern District of Pennsylvania, defendant

JILL BURNS,

in connection with the acquisition of a firearm, that is, a Beretta, model 92 Brigadier Elite, 9 millimeter pistol, serial number BER418107, knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in American Arms and Ammo’s records, in that defendant BURNS certified on the Form 4473 that she was the actual buyer of the firearm, when, as defendant well knew, this statement was false and fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 4 of Count One are realleged here.
2. On or about February 23, 2007, in Colmar, in the Eastern District of Pennsylvania, defendant

JILL BURNS,

in connection with the acquisition of a firearm, that is, a Beretta, model 92FS, 9 millimeter pistol, serial number BER445163, knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in American Arms and Ammo's records, in that defendant BURNS certified on the Form 4473 that she was the actual buyer of the firearm, when, as defendant well knew, this statement was false and fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 4 of Count One are realleged here.
2. On or about February 24, 2007, in Colmar, in the Eastern District of Pennsylvania, defendant

JILL BURNS,

in connection with the acquisition of a firearm, that is, a Smith & Wesson, 9 millimeter pistol, model number 5906, serial number VDE1325, knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in American Arms and Ammo's records, in that defendant BURNS certified on the Form 4473 that she was the actual buyer of the firearm, when, as defendant well knew, this statement was false and fictitious.

In violation of Title 18, United States Code, Section 924(a)(1)(A).

NOTICE OF FORFEITURE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Section 924(a)(1)(A),
set forth in this indictment, defendant

JILL BURNS

shall forfeit to the United States of America the firearms involved in the commission of these
offenses, including, but not limited to:

1. one Beretta, model 92FS, 9 millimeter pistol, serial number BER445163;
2. one Smith & Wesson, 9 millimeter pistol, model number 5906, serial
number VDE1325.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United
States Code, Section 924(d).

_____ **A TRUE BILL:** _____

_____ **GRAND JURY FOREPERSON**

PATRICK L. MEEHAN
UNITED STATES ATTORNEY